

A0000247-01-MG

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

APPLICANT : FU-ZON CHUNG, ET AL. EXAMINER : R. S. LANDSMAN
SERIAL NO. : 10/057,099 ART UNIT : 1647
FILED : JANUARY 24, 2002 PAPER NO : 5
FOR : IN VITRO ASSAY FOR TESTING GABAPENTINOID ACTIVITY

Response to Restriction Requirement Under 35 U.S.C. 121

December 30, 2002

Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

This is in response to the Office Action dated September 4, 2002, in which Restriction was required under 35 U.S.C. 121.

Page 2 of the Office Action indicates that restriction to one of the following invention Groups is required:

- I. Claims 1-6, 10, 16 and 17 in part, and 7, drawn to a method for detecting gabapentinoid activity in a compound using Erk-2 activation and wherein the host cells express NK-1 receptors, and a kit, classified in class 435, subclass 7.2.
- II. Claims 1-6 and 10 in part, and 8, drawn to a method for detecting activity in a compound using Erk-2 activation and wherein the host cells express mGluR1, classified in class 435, subclass 7.2.
- III. Claims 1-6, 10 and 18 in part, and 9, drawn to a method for detecting activity in a compound using Erk-2 activation and wherein the host cells express mGluR5, classified in class 435, and a kit, subclass 7.2.
- IV. Claims 11 and 13, drawn to a method for analyzing the activity of gabapentinoids in host cells expressing NK-1 receptors, classified in class 435, subclass 7.2.
- V. Claim 12, drawn to a method for analyzing the activity of gabapentinoids in host cells expressing mGluR5 receptors, classified in class 435, subclass 7.2.

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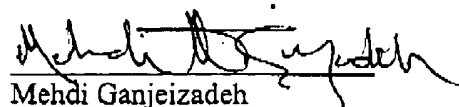
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- VI. Claim 14, drawn to a method for treating neuropathic pain in a subject involving gabapentinoids, classified in class 514, subclass 2.
- VII. Claim 15, drawn to a method for treating central nervous system disorders in a subject involving gabapentinoids, classified in class 514, subclass 2.

Applicants hereby elect invention Group I (Claims 1-6, 10, 16 and 17 in part, and 7 as more fully stated above) for prosecution on the merits. Applicants hereby reserve the right to file Divisional applications or take any other such appropriate measure to prosecute the invention of the non-elected claims.

Respectfully submitted,

Dated: 12/30/02



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PTO/SB/97 (08-00)

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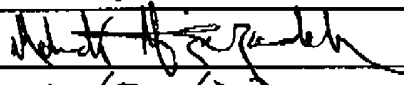
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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	10/057,099	
	Filing Date	January 24, 2002	
	First Named Inventor	Fu-Zon Chung	
	Group Art Unit	1647	
	Examiner Name	R. S. Landsman	
Total Number of Pages in This Submission	6	Attorney Docket Number	A0000247-01-MG

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